

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Dec 27, 2023

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

STEPHEN WHITE, M.D.,

Petitioner,

v.

XAVIER BECERRA, Secretary for the
United States Department of Health and
Human Services,

Respondent.

No. 2:19-CV-00037-SAB

**ORDER GRANTING MOTION
TO CONSOLIDATE**

STEPHEN WHITE, M.D.,

Plaintiff Petitioner,

v.

XAVIER BECERRA, Secretary for the
United States Department of Health and
Human Services,

Defendant Respondent

No. 2:23-CV-00363-SAB

Before the Court is the parties' Stipulated Motion to Consolidate Actions, ECF No. 34. The motion was heard without oral argument. Petitioner is represented by Andrew Chase and Kenneth Miller. Respondent is represented by

1 Timothy Durkin.

2 This case had been previously stayed to allow a collateral proceeding to be
3 resolved. An appeal of that collateral proceeding has been filed in this Court. The
4 parties ask to consolidate the two matters because they share common questions of
5 law and of fact that are central to the two cases. Good cause exists to grant the
6 motion.

7 Accordingly, **IT IS HEREBY ORDERED:**

8 1. The parties' Stipulated Motion to Consolidate Actions, ECF No. 34, is
9 **GRANTED.**

10 2. The above-captioned cases, No. 2:19-CV-00037-SAB and No. 2:23-CV-
11 00363-SAB, are consolidated.

12 3. All future pleadings shall be filed under Case No. 2:19-CV-00037-SAB,
13 unless the Court directs otherwise. Case No. 2:23-CV-00363-SAB shall be
14 administratively closed.

15 4. **Within 10 days** from the date of this Order, the parties shall file a status
16 certificate setting forth any agreed briefing schedule and proposed trial date.

17 **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order,
18 and forward copies to counsel.

19 **DATED** this 27th day of December 2023.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

25 Stanley A. Bastian
26 Chief United States District Judge
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